

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	NO. 2:01-cv-00637-GLL-RCM
)	
THOMAS H. ASHBAUGH)	
)	
Defendant.)	

STIPULATION OF DISMISSAL

Pursuant to Fed.R.Civ.P. 41(a)(1)(ii), plaintiff, the UNITED STATES, and defendant, Thomas H. Ashbaugh, stipulate and agree that this action shall be dismissed with each party to bear their or its own costs and attorney's fees.

Dated: December 21, 2008

Respectfully submitted,

MARY BETH BUCHANAN
United States Attorney

/s/ Brittney N. Campbell
BRITTNEY N. CAMPBELL
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Counsel for Plaintiff

/s/ Michael H. Marks

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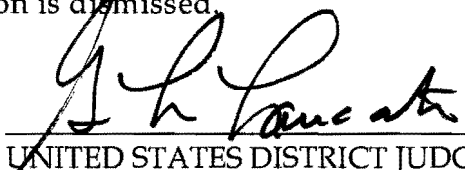
4231 Murray Avenue

Pittsburgh, PA 15217

(412) 421-8944

Counsel for Thomas H. Ashbaugh

SO ORDERED. The action is dismissed.


UNITED STATES DISTRICT JUDGE

DATE:

12/22/08